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5 IN THE UNITED STATES DISTRICT COURT  
6 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
7

8 UNITED STATES OF AMERICA,

No. C 09-00154 SI

9 Plaintiff,

**ORDER GRANTING DEFENDANT'S  
MOTION TO DISMISS**

10 v.

11 LENZIE ELLIS,


12 Defendant.  
13 \_\_\_\_\_/

14 On July 9, 2010, the Court heard oral argument on defendant Lenzie Ellis's motion to  
15 dismiss the indictment in this case on the ground that his Sixth Amendment right to a speedy trial  
16 has been violated. For the reasons stated on the record at the hearing, the Court finds that the length  
17 of the delay, the reasons for the delay, defendant's assertion of his rights, and the prejudice  
18 occasioned by the delay warrant dismissal of the indictment. *See Doggett v. United States*, 505 U.S.  
19 647, 651 (1992) (citing *Barker v. Wingo*, 407 U.S. 514, 530 (1972)).

20 Defendant's motion is therefore GRANTED and the pending charges against him are  
21 DISMISSED. The clerk is directed to close the case.  
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23 **IT IS SO ORDERED.**  
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25 Dated: July 13, 2010

  
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SUSAN ILLSTON  
United States District Judge  
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